

FACSIMILE COVER SHEET

SALIWANCHIK, LLOYD & SALIWANCHIK

A Professional Association
2421 N.W. 41st Street
Suite A-1
Gainesville, FL 32606

Telephone (352) 375-8100
Facsimile (352) 372-5800

TO: Examiner Chih-Min Kam **FROM:** David R. Saliwanchik

COMPANY: U.S. Patent Office
Art Unit 1653

FAX NO.: (703) 308-0294 **NO. OF PAGES**
(INCLUDING COVER SHEET): 7

SUBJECT/MESSAGE:

Re: Serial No. 09/856,070; filed May 17, 2001

- 1) Election Under 35 U.S.C. §121 & Preliminary Amendment (6 pages)

THIS IS AN OFFICIAL DOCUMENT!
PLEASE DELIVER TO EXAMINER KAM IMMEDIATELY

The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipients named below. This message may be an attorney-client communication, and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error, and that any review, dissemination, distribution, or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message by mail. Thank you.

If you do not receive all pages or if any transmission is not legible, call the sender at (352) 375-8100.

H:\DOCV\FAXCOVER\PTOKAM-1653.DOC\RES\la

TRANSACTION REPORT

JUL-01-2002 MON 05:10 PM

FOR: SALIWANCHIK, LLOYD & SALIWA 352 372 5800

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#	DP
JUL-01	05:08 PM	17033080294	3' 56"	7	SEND	OK	498	
TOTAL :						3M 56S	PAGES:	7

FACSIMILE COVER SHEET

SALIWANCHIK, LLOYD & SALIWANCHIK

A Professional Association
2421 N.W. 41st Street
Suite A-1
Gainesville, FL 32606

Telephone (352) 375-8100
Facsimile (352) 372-5800

TO:	Examiner Chih-Min Kam	FROM:	David R. Saliwanchik
COMPANY:	U.S. Patent Office Art Unit 1653	DATE:	July 1, 2002
FAX NO.:	(703) 308-0294	NO. OF PAGES (INCLUDING COVER SHEET):	7

SUBJECT/MESSAGE:

Re: Serial No. 09/856,070; filed May 17, 2001

- 1) Election Under 35 U.S.C. §121 & Preliminary Amendment (6 pages)

Telephone (352) 375-8100
Facsimile (352) 372-5800

TO:	Examiner Chih-Min Kam	FROM:	David R. Saliwanchik
COMPANY:	U.S. Patent Office Art Unit 1653	DATE:	December 30, 2002
FAX NO.:	(703) 746-5038	NO. OF PAGES (INCLUDING COVER SHEET):	9

SUBJECT/MESSAGE:

Re: Serial No. 09/856,070; filed May 17, 2001

Dear Examiner Kam:

As you requested, attached is a copy of an Election/Preliminary Amendment that was submitted to the Patent Office on July 1, 2002. Also attached is a copy of our facsimile confirmation receipt.

- 1) Copy of Election Under 35 U.S.C. §121 & Preliminary Amendment dated July 1, 2002 (6 pages);
- 2) Copy of Transmittal Cover Sheet (1 page); and
- 3) Copy of our confirmation receipt of facsimile transmittal (1 page).

THIS IS AN OFFICIAL DOCUMENT!
PLEASE DELIVER TO EXAMINER KAM IMMEDIATELY

The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipients named below. This message may be an attorney-client communication, and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error, and that any review, dissemination, distribution, or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message by mail. Thank you.

If you do not receive all pages or if any transmission is not legible, call the sender at (352) 375-8100.

H:\DOC\FAXCOVER\PTO\KAM-1653-2.DOC/RES/a

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on the date shown below:

July 1, 2002

David Saliwanchik
David R. Saliwanchik, Patent Attorney

ELECTION UNDER 35 USC § 121
Examining Group 1653
Patent Application
Docket No. GJE-67
Serial No. 09/856,070

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

07/01/02
12/30/02
CMK

Examiner	:	Chih-Min Kam, Ph.D.
Art Unit	:	1653
Applicants	:	Rupert Donald Holms
Serial No.	:	09/856,070
Conf. No.	:	3703
Filed	:	May 17, 2001
For	:	Regulatory/Unfolding Peptides of Ezrin

Assistant Commissioner for Patents
Washington, D.C. 20231

ELECTION UNDER 35 USC §121 & PRELIMINARY AMENDMENT

Sir:

In response to the written restriction requirement dated May 31, 2002, the Applicant hereby elects to prosecute the Group I claims (*i.e.* claims 31-66), drawn to a molecule that binds to a portion of the Heparin receptor, and a method for upregulating the immune system comprising administering to a patient a molecule which binds to the Heparin receptor. The applicant further elects the amino acid SEQ ID NO. 19 as the specie to facilitate examination of this application.

Please amend the application as follows: